

**BOARD OF SUPERVISORS MEETING
TUESDAY, JANUARY 21, 2020
6:00 P.M.**

The Appomattox County Board of Supervisors held a scheduled meeting on Tuesday, January 21, 2020 at 6:00 p.m. in the Board of Supervisors meeting room located at 171 Price Lane, Appomattox, Virginia.

Appomattox County Board of Supervisors

Present:

Watkins M. Abbitt	Piney Mountain District
Samuel E. Carter	Courthouse District
John F. Hinkle	Falling River District
Trevor L. Hipps	Wreck Island District
William H. Hogan	Appomattox River District

Also, Present:

Susan M. Adams, County Administrator
Tom Lacheney, County Attorney
John Spencer, Information Systems Manager/Purchasing Agent
Johnnie Roark, Community Development Director
Wanda McCormick, Administrative Assistant/Accounts Payable Clerk

WORK SESSION

Chairman Carter, called the Work Session to order at 6:00 p.m.

Mr. Tom Lacheney, County Attorney provided an overview of the By Laws and Rules of Procedure. Mr. Lacheney will provide Board a draft revised copy of the By Laws and Rules of Procedures striking out the number of times (4) a year that a citizen can address the Board per recommendation made by Mr. Hipps.

The Remote Participation Policy reviewed. Motion was made by Mr. Abbitt, seconded by Mr. Hinkle and carried with all other members present, voting yes to approve the Remote Participation Policy, as presented.

Robert's Rules of Order reviewed and discussed by Mr. Lacheney.

Code of Ethics for the Board discussed per Mr. Hinkle's recommendation. No action taken.

CALL TO ORDER – Chairman Carter called the meeting to order at 6:38 p.m.

Handicap Accessibility Statement – Susan M. Adams, County Administrator

Pledge of Allegiance

Moment of Silence – Kidd Family and massacre 10 years ago on Snapps Mill Road.

Innovation – Chairman Carter

SETTING OF AGENDA

Mrs. Adams noted a change in the dollar amount of invoices submitted for payment to \$439,007.55.

Motion was made by Mr. Hinkle, seconded by Mr. Hogan and carried with all other members present, voting yes to approve the Setting of Agenda, as amended.

CITIZEN PUBLIC COMMENT PERIOD

Mr. Christian Raymond of 285 Clark Road, Appomattox Virginia thanked the Board for adopting the Second Amendment Sanctuary Resolution and invited the Board to attend the Citizens' Town Hall event on February 8, 2020 from 2:00 p.m. to 4:00 p.m. at the Appomattox Inn & Suites.

APPEARANCES

Chairman Carter stated that Ms. Diana Harvey, Director of the J. Robert Memorial Library has requested to appear before the Board to provide an update on the Library services and employee compensation.

Chairman Carter stated that Mr. Les Fleet, Commonwealth's Attorney has requested to appear before the Board to request additional departmental funding for (5) business cell phones due to FOIA requests. Mr. Fleet is requesting \$1,200.00 be appropriated to his current department operating budget.

Motion was made by Mr. Abbitt to purchase (3) business cell phones for the full-time attorneys out of the current FY20 operating budget, if funds are available.

Motion was amended by Mr. Hipps, seconded by Mr. Hinkle to purchase (5) business cell phones for the (4) attorneys and (1) office manager. Chairman Carter called for a roll call vote: Mr. Abbitt-no, Mr. Carter-no, Mr. Hinkle-no, Mr. Hipps-yes and Mr. Hogan-no. Motion to purchase (5) business cell phones failed.

Back to original motion made by Mr. Abbitt, seconded by Chairman Carter to purchase (3) business cell phones for the full-time attorneys out of the current FY20 operating budget, if funds are available. Chairman Carter called for a roll call vote: Mr. Abbitt-yes, Mr. Carter-yes, Mr. Hinkle-yes, Mr. Hipps-yes and Mr. Hogan-yes.

PUBLIC HEARINGS (7:00 P.M.)

At 7:15 p.m. after due notice was given, Chairman Carter called the Public Hearing to order and stated that RZ190804-Sheila M. Roper Trustee (Property Owner), has requested to rezone property from B-1, General Commercial Zoning District to A-1, Agricultural Zoning District on property located off Richmond Highway (Route 460) and Wades Lane, east of Mountain Cut Road, in the Evergreen area. The parcel totals 3 acres and is identified as Tap Map Identification Number 77 (A) 45. The property is designated as part of the Richmond Highway Eastern Commercial Corridor by the 2016 Comprehensive Plan.

There being no public comment, the Public Hearing was adjourned.

At 7:17 p.m. after due notice was given, Chairman Carter called the Public Hearing to order and stated that CUP190811-Emmett Drinkard (Property Owner), US Cellular/Emilee Lauer (Applicant/Agent), has requested a Conditional Use Permit to locate a 164-foot tall wireless communication facility (WCF) on property located off Piney Mountain Road (Route 608), near the intersection of Oakville Road in the Oakville area. The parcel totals 73.7 acres and is identified as Tax Map Number 38 (4) E. The WCF lease area (approximately 10,000 sf) will be located approximately 936 feet south of Pine Mountain Road. The property is zoned A-1, Agricultural Zoning District and is designated as Rural Preservation Area (RPA) by the Comprehensive Plan.

There being no public comments, the Public Hearing was adjourned.

At 7:19 p.m. after due notice was given, Chairman Carter called the Public Hearing to order and stated CUP190812-Jeffery Carwile (Property Owner), US Cellular/Emilee Lauer (Applicant/Agent), has requested a Conditional Use Permit to locate a 159-foot tall wireless communication facility (WCF) on property located off Hancock Road (Route 644), near the intersection of Berry Lane and Central Church Road in the Chap area. The parcel totals 7.84 acres and is identified as Tax Map Identification Number 107 (15) 6. The WCF lease area (approximately 10,000 sf) will be located approximately 430 feet south of Hancock Road. The property is zoned A-1, Agricultural Zoning District and is designated as Rural Preservation Area (RPA) by the Comprehensive Plan.

There being no public comment, the Public Hearing was adjourned.

ACTION ITEMS

MOU Agreements with Constitutional Officers

Chairman Carter stated attached for your review are the Memorandum of Understanding Agreements between the Commissioner of Revenue, Treasurer, Sheriff and the Board of Supervisors, effective January 1, 2020. The Commonwealth's Attorney and Clerk of Circuit Court have not currently opted-in on the agreement and will continue to operate pursuant to VA Code sections 15.2-1605, 15.2-1517, 2.2-3300.

Motion made by Mr. Hogan, seconded by Mr. Hinkle and carried with all other members present and voting yes to authorize the Chairman to sign the agreements.

Letter of Support – Abandonment Primary Frontage on Route 1013

Chairman Carter stated attached for your review and approval is a letter from Kimberly R. McMahan, Area Land Use Engineer with the Department of Transportation in reference to COJANA, LLC request to abandon and vacate the right of way for State Primary Frontage Route 1013. Only one property owner has access to the frontage route and currently the road has physically been removed. VDOT has reviewed and finds no issues with the abandonment and is requesting the Board's approval of this State Primary change to the state system.

Motion made by Mr. Abbitt, seconded by Mr. Hogan and carried with all other members present and voting yes to abandon primary frontage on Route 1013 and authorize staff to send a Letter of Support per VDOT's requirement.

2020 Board of Supervisor Meeting Calendar

Motion made by Mr. Hogan, seconded by Mr. Hipps and carried with all other members present and voting yes to adopt the meeting calendar with the exception of the February 13th meeting with the School Board.

FY-21 Budget Calendar

Motion made by Mr. Hogan, seconded by Mr. Abbitt and carried with all other members present and voting yes to adopt the budget calendar with the exception of February 13th meeting with the School Board.

Appomattox County School Choice Week Resolution

Motion made by Mr. Hinkle, seconded by Mr. Hipps and carried with all other members present and voting yes to adopt Resolution recognizing January 26, 2020 through February 1, 2020 as Appomattox County School Choice Week.

Consideration-RZ190804 Sheila M. Roper, Trustee

Motion made by Mr. Abbitt, seconded by Mr. Hinkle to approve the rezoning recommendation of the Planning Commission. Roll call vote as follows: Mr. Abbitt-yes; Mr. Carter-yes; Mr. Hinkle-yes; Mr. Hipps-yes; Mr. Hogan-yes.

Consideration-CUP190811 Emmette Drinkard/US Cellular

Motion made by Mr. Abbitt, seconded by Mr. Hinkle to approve the petition recommendation of the Planning Commission. Roll call vote as follows: Mr. Abbitt-yes; Mr. Carter-yes; Mr. Hinkle-yes; Mr. Hipps-yes; Mr. Hogan-yes.

Scheduling of Public Hearing-CUP190852 William Alvis/Verizon Wireless

Motion made by Mr. Hogan, seconded by Mr. Abbitt and carried with all other members present and voting yes to set the Public Hearing for February 18, 2020.

COMMITTEE APPOINTMENTS

EDA Committee Appointments

Chairman Carter requested the Board to appoint (3) representatives to fill the vacated positions on the EDA Committee.

Motion made by Mr. Hogan, seconded by Mr. Hipps and carried with all other members present and voting yes to appoint Brett Stratton to fill the 4-year term of James Searcy (Term ending December 31, 2023).

Motion made by Mr. Hinkle, seconded by Mr. Hogan and carried with all other members present and voting yes to appoint Todd Nash to fill the unexpired term of Buddy Connor (Term ending December 31, 2020).

Motion made by Mr. Abbitt, seconded by Mr. Hinkle and carried with all other members present and voting yes to appoint Jeff Smith to fill the unexpired term of David Moody (Term ending December 31, 2020).

CONSENT AGENDA

Invoices Submitted For Payment - Please review the attached invoices and approve for payment:

January 6, 2020	\$38,684.96
January 16, 2020 -CSA	\$168,056.95
January 21, 2020	\$233,265.64 (Corrected amount \$232,265.64)
TOTAL:	\$440,007.55 (Corrected amount \$439,007.55)

Staff Recommendation: Please review and consider approval of the attached invoices for payment.

Minutes - Please review the following DRAFT minutes for approval:

Monday, December 16, 2019, Scheduled Meeting
Thursday, January 2, 2020, Organizational Meeting

Department of Social Services

Please supplement by consent and appropriate the following:

5301-2002 VRS	\$11,964.04
5301-2006 Group Life	\$911.77
5301-2002 ICMA-RC	\$1229.42
TOTAL:	\$14,105.23

Reimbursement for December, 2019 payroll deductions.

Staff Recommendation: No new local funds are required.

J. Robert Jamerson Memorial Library

Please supplement by consent and appropriate the following:

7301-5411 Books	\$181.24
7301-5401 Office Supplies	\$634.75
7301-5415 Summer Reading	\$29.50
TOTAL:	\$845.49

Staff Recommendation: No new local funds are required.

Commonwealth Attorney

Please supplement by consent and appropriate the following:

2201-5504 Travel (Convention/Education)	\$460.79
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RE: Reimbursement from Virginia Criminal Justice Foundation, (Grant training funds) for staff member to attend out-of-state training course.

Staff Recommendation: No new local funds are required.

Sheriff's Department

Please supplement by consent and appropriate the following:

3102-1002 Overtime **\$1,364.81**

RE: Reimbursement from School Board for security performed by one deputy at the Schools.

Staff Recommendation: No new local funds are required.

Commissioner of Revenue Benefits

Please supplement by consent and appropriate the following:

1209-1001 Salaries & Wages **\$150.00**

RE: Reimbursement to employee for payroll error, County HR Department not notified of closed employee account.

Staff Recommendation: No new local funds are required.

Appomattox Volunteer Fire Department

Please transfer by consent **\$1,605.47** from 1101-5804 Operating Reserve to 3201-7004 AVFD Truck. Additional funds required to payoff Appomattox County Volunteer Fire Department Pumper truck.

Staff Recommendation: Transfer \$1,605.47 from 1101-5804 Operating Reserve to 3201-7004 AVFD Truck. During the FY 20 budget cycle process, the County was given a payoff of \$38,056 for the Appomattox Volunteer Fire Department Pumper vehicle. Appomattox County agreed to finance the vehicle in 2012 for an 8-year term; total costs \$389,661.47, with FY20 being the last payment in the amount of \$39,661.47; the additional supplemental fund request to this line item is requested because \$38,056 was appropriated to the FY 20 budget.

Animal Control

Please transfer by consent **\$4,018.00** from 1101-5804 Operating Reserve to 3501-2005 Blue Cross. Employee Health Insurance.

Staff Recommendation: Transfer the requested funds from 1101-5804 Operating Reserve to 3501-2005 Blue Cross to supplement the Health Insurance line item for the newly hired Animal Control Officer.

Circuit Court - Law Library

Please transfer by consent from the Law Library Fund to the General Fund and supplement the following:

2101-5804 Law Library **\$1,336.28**

RE: Purchase of law books by the Circuit Court Clerk for the Law Library.

Staff Recommendation: Transfer requested funds from the Law Library to the General Fund and supplement to 2101-5804.

Motion made by Mr. Hogan, seconded by Mr. Hinkle to approve the Consent Agenda as amended in Item #19, (Invoices Submitted for Payment) . Chairman Carter called for a roll call vote: Mr. Abbitt-yes; Mr. Carter-yes; Mr. Hinkle-yes; Mr. Hipps-yes; Mr. Hogan-yes.

ADMINISTRATOR'S REPORT

Ms. Adams asked Chairman Carter to address the list of 2020 Board of Supervisors Standing Committees. Ms. Adams stated that an email received from the Registrar concerning effective retirement date of July 1, 2020. Ms. Adams reviewed the following with the Board: Monthly Board of Supervisors meeting dates; Board of Supervisors Budget Work Session dates; Board Training dates, next February 18th @ 6:00 p.m.; Board of Equalization Hearing Notice and dates; 2020 General Assembly Session key dates; VACO County Supervisor's Forum, March 20-21, 2020; 2020 Rural Caucus Reception, February 5, 2020; Local Government Legislative Day, February 6, 2020; Chart of Composite Index information and 2020 Virginia Budget Plan with "unfunded" local mandates.

REPORTS AND INFORMATIONAL ITEMS

VACo/VML/VAPDC Local Government Day

Chairman Carter stated that the VACo/VML/VAPDC Local Government Day will be held on Thursday, February 6, 2020. Governor Ralph Northam has been invited to speak at noon. In addition, VACo and VML staff will provide legislative reports on the major issues facing localities in the 2020 General Assembly session. Attendees will spend the afternoon meeting and advocating with their General Assembly representatives. A reception to be held at 5:30 p.m. for VACo members and state legislators. If you wish to attend, please advise staff to complete the registration process.

Turnover Audit December 31, 2019 - Treasurer's Office

Chairman Carter stated that attached for your review is a letter from Martha S. Mavredes, Auditor of Public Accounts for the Commonwealth of Virginia, reporting that the Commonwealth's assets of Alice Gillette, Treasurer of the County of Appomattox were audited and turned over to the incoming Treasurer, Victoria Phelps on December 31, 2019, and presented fairly, in all material respects. Additionally, the County Auditing Firm, Robinson, Farmer, and Cox Associates, performed a turnover audit of local funds on Thursday, January 2, 2020. The funds were audited and successfully turned over to the incoming Treasurer, Victoria Phelps.

School - December 2019 Financial Report

Chairman Carter stated that attached for your review is the December, 2019 month-end financial report from Dr. Bennett, Division Superintendent and Bruce McMillian, Director of Finance.

Appomattox County School Board - 2020 Meeting Calendar

Chairman Carter stated that attached for your review is a copy of the "adopted" Appomattox County School Board 2020 Meeting Calendar. Please note that Thursday,

February 13, 2020 (13th to be rescheduled, as previously discussed) and Thursday, November 5, 2020 are joint meetings with the Board of Supervisors and the School Board and is included on the Appomattox County Board of Supervisor meeting calendar.

SUPERVISORS CONCERNS

Mr. Hipps stated that he has constituents concerned with the impending gun legislation and the decision made by the EDA to have a Rock Music Festival. From a safety standpoint, he suggested to obtain a report from Nelson County or 911 regarding arrests, traffic or situations during the festival last year. Mr. Hipps also suggested that the County put out a statement to the Public that this decision was made by the EDA.

Mr. Abbitt stated he was going to request the Board to contribute funds to the Rural Caucus concerning Solar Farms legislation, but he does not have enough information at this time.

Mr. Hinkle stated citizens in his district are concerned with turning lanes, and requested staff to contact VDOT about installing turning lanes at Paradise Lake and Spout Spring Ruritan.

Mr. Hinkle suggested Board invite Mr. Hagg with Seiontec Systems to appear at the next meeting to discuss high-speed internet services in the County.

Mr. Hinkle inquired on the status of Mr. Paul Spiggle's request at the September, 2019 meeting to join the County's health insurance. The Boards understanding was that Mr. Spiggle was to contact the State regarding coverage.

Chairman Carter requested an update on the Raider Football team's championship signs to be located in the County. Mrs. Adams will contact Dr. Bennett on the status of signs.

UPCOMING MEETINGS

Thursday, February 6, 2020 @ 12:00 PM

VACo/VML/VAPDC Local Government Day
Omni Richmond Hotel
100 S 12th Street, Richmond, Virginia

Tuesday, February 18, 2020 @ 6:00 PM

Work Session/Regular Scheduled Meeting
Board of Supervisors Meeting Room
171 Price Lane, Appomattox, Virginia

ADJORNMENT

A motion made by Mr. Abbitt to adjourn the meeting at 8:01 p.m.